

# TEMPORARY

Serial No. **57081T**

## APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 14 1992

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed JAN 14 1992 under 57080-TThe applicant Barrick Goldstrike Mines Inc.

P. O. Box 29

of

Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

hereby make S application for permission to change the

Point of Diversion for a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 55148

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground (Well BW-13)  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 4.30 cfs  
Second foot, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling & Dewatering  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Mining, Milling & Dewatering  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 24, T36N, R49E, MDB&M.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the NE corner of Section 19, T36N, R50E, MDB&M., bears  
distance to a section corner. If on unsurveyed land, it should be stated.  
N 70° 25' 14" E, 5757.03 feet.
6. The existing permitted point of diversion is located within SE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 24, T36N, R49E,  
If point of diversion is not changed, do not answer.  
MDB&M., at a point from which the NE corner of said Section 24 bears N 4° 02'  
46" E, 1411.95 feet.  
SE $\frac{1}{4}$  SW $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$  Section 12, All of Section 13; SW $\frac{1}{4}$
7. Proposed place of use SW $\frac{1}{4}$ , NE $\frac{1}{4}$  NE $\frac{1}{4}$ , S $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  Section 14; NW $\frac{1}{4}$  SE $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$  Section  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
15; SE $\frac{1}{4}$  NW $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  Section 22; W $\frac{1}{2}$  NW $\frac{1}{4}$ , S $\frac{1}{2}$  SE $\frac{1}{4}$ , N $\frac{1}{2}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 23; All of Sections 24, 25,  
26, T36N, R49E, MDB&M., S $\frac{1}{2}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  Section 7; S $\frac{1}{2}$  S $\frac{1}{2}$  Section 8; All of Sections  
17, 18, 19 & 20; S $\frac{1}{2}$  NW $\frac{1}{4}$  Section 28, N $\frac{1}{2}$  Section 29; SE $\frac{1}{4}$  SE $\frac{1}{4}$ , W $\frac{1}{2}$  E $\frac{1}{2}$ , W $\frac{1}{2}$  Section  
30, T36N, R50E, MDB&M.
8. Existing place of use Same as Above  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works: (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, Pipelines and Storage Ponds  
State manner in which water is to be diverted, i.e. diversion structure,  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$150,000
13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

The annual consumptive use under this application will be 1,014,391,706

gallons. This application is for a Temporary Permit. This application is

filed in order to comply with the requirements of State Engineer's Order No.

1038.

HIGH DESERT Engineering, Agent  
s/ Robert E. Morley  
By Robert E. Morley  
515 South Fifth Street  
Elko, NV 89801

Compared am/se am/se

Protested \_\_\_\_\_

APPROVAL \_\_\_\_\_ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 55148 is issued subject to the terms and conditions imposed in said Permit 55148 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.3 cubic feet per second, but not to exceed 1014.39 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Proof of completion of work shall be filed before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before \_\_\_\_\_

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 3rd day of March

A.D. 19 92

[Signature]  
State Engineer

TEMPORARY

TEMPORARY

EXPIRED

DATE MAR 2 1993

## (PERMIT TERMS CONTINUED)

The State Engineer retains the right to regulate pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights. This temporary permit is issued under the provisions of NRS 534.120(2) as a preferred use.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands. The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued contingent upon approval by the Nevada Division of Environmental Protection of the dewatering project.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The water obtained as a result of this dewatering operation shall be used first by the permittee for mining and milling purposes. It is noted that previous permits issued included a combined total annual allowance of 2238 million gallons annually for mining and milling purposes. The total combined consumptive duty of water under the permits in the name of Barrick Goldstrike Mines, Inc. or any successors and permits 55139 through 55150, inclusive, shall not exceed 2238 million gallons annually for Barrick's mining and milling purposes.

Any water not used for mining and milling purposes may be utilized: to address water right impairment, if any, resulting from the diversion of water pursuant to the Barrick Applications; to satisfy water use and water management requirements, if any, resulting from actions taken by other governmental agencies; to reinject or infiltrate water; to replace existing authorized ground water withdrawals; and to serve other beneficial uses that would not adversely impact other water rights. The authorized uses under this permit are subject to the terms and provisions of that "Stipulation, Settlement Agreement and Withdrawal of Protest" between Barrick or its successors and Eureka County filed in the State Engineer's Office on February 8, 1991.

This water may be diverted to storage and/or discharge through the reservoir constructed under Dam Application J-320. Rights to place such water to use for consumptive or non-consumptive purposes shall be provided under Primary Permit 55272 and any secondary permits issued thereunder.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount pumped from each well, the amount used for mining and milling purposes and the amount of water diverted to storage in the reservoir.

The total combined diversion rate under Permits 55139 through 55150, inclusive, 56920-T, 57080-T and 57081-T shall not exceed 100 c.f.s. The total combined withdrawal of water under Permits 55139 through 55150, inclusive, shall not exceed 72,000 acre-feet annually.

This temporary permit also incorporates the provisions of "Order on Rulemaking Concerning Spacing Requirements in the Northern Portion of the Boulder Flat Groundwater Basin" entered March 29, 1991, number 1038.

This temporary permit is subject to the "Boulder Valley Monitoring Plan" previously approved by the State Engineer on April 10, 1991.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on March 2, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

